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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/724,807	12/01/2003	Tim Schnell	5034-002	3683
24112 7590 02/25/2009 COATS & BENNETT, PLLC 1400 Crescent Green, Suite 300 Cary, NC 27518				
EXAMINER				
TORRES, ALICIA M				
ART UNIT		PAPER NUMBER		
3671				
MAIL DATE		DELIVERY MODE		
02/25/2009		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Examiner-Initiated Interview Summary	Application No. 10/724,807	Applicant(s) SCHNELL, TIM	
	Examiner ALICIA M. TORRES	Art Unit 3671	
	<div style="display: flex; justify-content: space-between;"> <div style="width: 48%;"> <p>All Participants:</p> <p>(1) <u>ALICIA M. TORRES</u></p> <p>(2) <u>LARRY L. COATS</u></p> <p>Date of Interview: <u>19 February 2009</u></p> <p>Type of Interview:</p> <p><input checked="" type="checkbox"/> Telephonic</p> <p><input type="checkbox"/> Video Conference</p> <p><input type="checkbox"/> Personal (Copy given to: <input type="checkbox"/> Applicant <input type="checkbox"/> Applicant's representative)</p> <p>Exhibit Shown or Demonstrated: <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If Yes, provide a brief description:</p> <p>Part I.</p> <p>Rejection(s) discussed:</p> <p>Claims discussed:</p> <p>Prior art documents discussed:</p> <p>Part II.</p> <p>SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:</p> <p><i>See Continuation Sheet</i></p> <p>Part III.</p> <p><input type="checkbox"/> It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.</p> <p><input checked="" type="checkbox"/> It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.</p> <p style="margin-top: 100px;">/Alicia M Torres/ Primary Examiner, Art Unit 3671</p> </div> <div style="width: 48%;"> <p>Status of Application: _____</p> <p>(3) _____</p> <p>(4) _____</p> <p>Time: <u>1:00pm</u></p> <p style="text-align: right; margin-top: 100px;">(Applicant/Applicant's Representative Signature – if appropriate)</p> </div> </div>		

Continuation of Substance of Interview including description of the general nature of what was discussed: Examiner called to inform the applicant that the response filed 15 January 2009 is non-responsive to the Board of Appeals' Remand dated 16 December 2008. The applicant was told that in order to have the subject matter of dependent claims 20,26-28,30 argued at the Appeals Board, the applicant must write these claims into independent form including all intervening subject matter. Applicant would then need to update the Appeal Brief to reflect such changes. Applicant's only other option that would be responsive to the Remand is to delete claims 18 and 19 and any claims depending therefrom, however, claims 20,26-28 and 30 would not be argued before the Board of Appeals.